

S.R. 1 — SENATE RESOLUTION DISCOURAGING PARTICIPATION IN FREE TRADE AREA OF THE AMERICAS

(D. Thomas)

Read the first time by short title and referred to the Rules Committee. 80

Assigned to standing committee 96

SENATE JOURNAL

January 25, 2005

NINTH DAY

The Senate was called to order at 10:05 a.m., with President John Valentine presiding.

- Prayer – Bishop Mark G. Sagers, Bennion Heights First Ward
- Pledge of Allegiance – Senator Carlene Walker
- Roll Call – All Senators present except Senator Dmitrich, excused.

READING OF TITLES OF BILLS AND RESOLUTIONS

(PLEASE REFER TO DAY 1, PAGE 8)

COMMUNICATIONS FROM THE HOUSE

Mr. President: January 24, 2005

The House passed, as amended, **H.B. 34**, EMERGENCY RELATED AMENDMENTS, by Representative S. Allen, and it is transmitted for consideration; and

The House passed, as substituted and amended, **1st Sub. H.B. 36**, CHARTER SCHOOL CONSTRUCTION AMENDMENTS, by Representative J. Ferrin, and it is transmitted for consideration; and

The House passed **H.B. 43**, SCHOOL LAND TRUST PROGRAM FUNDING AMENDMENTS, by Representative S. Urquhart, et al, and it is transmitted for consideration; and

The House passed **H.J.R. 10**, JOINT RULES RESOLUTION – AMENDMENTS IN CONTEXT, by Representative R. Lockhart, and it is transmitted for consideration.

Carole E. Peterson, Chief Clerk

Communications filed. **H.B. 34**, **1st Sub. H.B. 36**, **H.B. 43**, and **H.J.R. 10** were read the first time and referred to the Rules Committee.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 24, 2005

The Rules Committee recommends assignment of the following bills to standing committees:

Business and Labor Committee

- H.B. 30** Consumer Sales Practices Act Amendments
(Rep. T. Kiser)
- H.B. 52** Fire Prevention Amendments (Rep. J. Murray)

Education Committee

- H.C.R. 9** Resolution Honoring Outgoing USU President Kermit L.
Hall (Rep. F. Hunsaker)

Health and Human Services Committee

- S.B. 50** Controlled Substance Amendments (Sen. P. Julander)

Transportation, Public Utilities and Technology Committee

- S.B. 51** New Motor Vehicle Franchise Act Amendments
(Sen. D. Eastman)
- S.B. 134** Powersport Vehicle Franchise Act (Sen. D. Eastman)
- H.B. 24** Traffic Code Amendments (Rep. J. Dunnigan)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

RULES COMMITTEE REPORTS

To the Members of the Senate: January 24, 2005

The Rules Committee recommends the following resolution be placed at the bottom of the Second Reading Calendar:

- H.J.R. 9** Resolution Amending Joint Rules Regarding Conflicts of
Interest (Rep. J. Dougall)

Michael Waddoups
Rules Committee Chair

Report filed. On motion of Senator Waddoups, the committee report was adopted.

STANDING COMMITTEE REPORTS

Mr. President: January 24, 2005

The Government Operations and Political Subdivisions Committee recommends **S.B. 44**, GOVERNMENT RECORDS AMENDMENTS, by Senator C. Walker, be replaced and favorably recommends **1st Sub. S.B. 44**, GOVERNMENT RECORDS AMENDMENTS; and

S.B. 132 — HEALTH CARE CONSUMER'S REPORT (<i>A. Christensen</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 133 — INDIVIDUAL INCOME TAX – RETURN FILING REQUIREMENTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	99
Assigned to standing committee	120
S.B. 134 — POWERSPORT VEHICLE FRANCHISE ACT (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	124
Assigned to standing committee	144
S.B. 135 — DRUG COURTS PILOT PROJECT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	146
S.B. 137 — TOURISM, RECREATION, CULTURAL, AND CONVENTION FACILITIES TAX AMENDMENTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	146
S.B. 138 — JUDGMENT INTEREST AMENDMENTS (<i>E. Mayne</i>)	
Read the first time by short title and referred to the Rules Committee.	146
S.B. 139 — MINIMUM WAGE PROVISIONS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	146
S.C.R. 1 — RESOLUTION ENCOURAGING MANAGED LANES STUDY (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Placed on calendar	29
Read the second and third time	32
Transmitted to the House	33
S.C.R. 3 — RESOLUTION HONORING SEARCHERS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Placed on calendar	29
Read the second and third time	30
Transmitted to the House	30
Signed by the President and transmitted to the Governor	45
S.C.R. 4 — RESOLUTION APPROVING UTAH RECREATIONAL LAND EXCHANGE (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	60
Committee report adopted and placed on calendar	124
S.J.R. 1 — JOINT RESOLUTION APPROVING APPOINTMENT OF LEGISLATIVE AUDITOR GENERAL (<i>J. Valentine</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Placed on calendar	29
Read the second and third time	33
Transmitted to the House	33
Signed by the President and transmitted to the Governor	59
S.J.R. 2 — RESOLUTION ON PROPERTY TAX FOR CERTAIN PERSONAL PROPERTY (<i>J. Hickman</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	28
S.J.R. 3 — RESOLUTION ENCOURAGING MEDIATION (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	27
Placed on calendar	80
S.J.R. 4 — JOINT RULES RESOLUTION – INTERIM RULES RECODIFICATION (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Placed on calendar	61
Read the second time	84
Read the third time	99
Transmitted to the House	99
S.J.R. 5 — RESOLUTION APPROVING CONTRACT FOR STATE CAPITOL RENOVATION (<i>L. A. Mansell</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Placed on calendar	29
Read the second and third time	31
Transmitted to the House	31
Signed by the President and transmitted to the Governor	73
S.J.R. 6 — SPACE EXPLORATION RESOLUTION (<i>P. Knudson</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	97
Committee report adopted and placed on calendar	146
S.J.R. 7 — RESOLUTION RECOGNIZING RONALD REAGAN DAY (<i>P. Knudson</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
Committee report adopted and placed on calendar	146
S.J.R. 8 — JOINT RULES RESOLUTION – APPEARANCE OF ENROLLED BILLS (<i>C. Bramble</i>)	
Read the first time by short title and referred to the Rules Committee.	146

S.B. 113 — EMPLOYEE NONCOMPETITION CONTRACTS (<i>E. Mayne</i>)	
Read the first time by short title and referred to the Rules Committee.	45
Assigned to standing committee	60
S.B. 114 — COUNTY AND MUNICIPAL ZONING REGARDING BILLBOARDS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	45
Assigned to standing committee	60
Committee report adopted and placed on calendar	146
S.B. 115 — PERMANENT TOTAL DISABILITY AMENDMENTS (<i>E. Mayne</i>)	
Read the first time by short title and referred to the Rules Committee.	46
Assigned to standing committee	60
Committee report adopted and placed on calendar	124
S.B. 116 — ARBITRATION – USE OF SUBPOENA AUTHORIZED (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74
Committee report adopted and placed on calendar	124
S.B. 117 — REPEAL OF UTAH TOMORROW STRATEGIC PLANNING COMMITTEE (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74
Committee report adopted and placed on calendar	146
S.B. 118 — IDENTITY FRAUD AMENDMENTS (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74
Committee report adopted and placed on calendar	124
S.B. 119 — RURAL MEDICAL RESIDENCY TRAINING PROGRAMS (<i>P. Knudson</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74
S.B. 120 — ALLOCATION OF PROFITS FROM SCHOOL AND INSTITUTIONAL TRUST LANDS (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
Amendments	121
Committee report adopted and placed on calendar	124
S.B. 121 — PROPERTY TAX EXEMPTION AMENDMENTS (<i>C. Bramble</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
S.B. 122 — NONRESIDENT TUITION WAIVER FOR JOB CORPS STUDENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
Substituted	122
1st Sub. S.B. 122 — RESIDENT TUITION STATUS FOR JOB CORPS STUDENTS (<i>G. Bell</i>)	
Committee report adopted and placed on calendar	124
S.B. 123 — GOVERNMENTAL IMMUNITY ACT – TECHNICAL AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
Committee report adopted and placed on calendar	146
S.B. 124 — MOTOR VEHICLE INSURANCE – PROPERTY DAMAGE LIMIT (<i>S. Jenkins</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	97
S.B. 125 — AMENDMENTS TO INDIVIDUAL INCOME TAX CREDIT FOR SPECIAL NEEDS ADOPTIONS (<i>P. Hellewell</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	97
S.B. 126 — MEDICAL BENEFITS RECOVERY ACT AMENDMENTS (<i>S. Killpack</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
S.B. 127 — TAX, FEE, OR CHARGE AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 128 — CALCULATION OF INTEREST ON TAX OVERPAYMENTS (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 129 — BRINE SHRIMP ROYALTY ACT AMENDMENTS (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 130 — RETIREMENT FOR AIRPORT POLICE (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 131 — AUTHORIZATION FOR ADDITIONAL JUDICIAL POSITION (<i>M. Madsen</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120

The Government Operations and Political Subdivisions Committee recommends **S.B. 106**, UTAH RELIGIOUS LAND USE ACT, by Senator D. Thomas, be replaced and favorably recommends **1st Sub. S.B. 106**, UTAH RELIGIOUS LAND USE ACT; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 114**, COUNTY AND MUNICIPAL ZONING REGARDING BILLBOARDS, by Senator M. Waddoups; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 117**, REPEAL OF UTAH TOMORROW STRATEGIC PLANNING COMMITTEE, by Senator M. Waddoups; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.B. 123**, GOVERNMENTAL IMMUNITY ACT – TECHNICAL AMENDMENTS, by Senator G. Bell; and

The Government Operations and Political Subdivisions Committee reports a favorable recommendation on **S.J.R. 7**, RESOLUTION RECOGNIZING RONALD REAGAN DAY, by Senator P. Knudson.

Parley G. Hellewell, Chair

Mr. President: January 24, 2005

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **S.J.R. 6**, SPACE EXPLORATION RESOLUTION, by Senator P. Knudson; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.B. 176**, REVISOR'S STATUTE, by Representative R. Lockhart; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.J.R. 6**, RESOLUTION APPROVING COMPENSATION OF IN-SESSION EMPLOYEES, by Representative M. Newbold; and

The Workforce Services and Community and Economic Development Committee reports a favorable recommendation on **H.J.R. 8**, JOINT RULES

RESOLUTION – USE OF LEGISLATIVE SEALS, by Representative R. Lockhart.

Carlene M. Walker, Chair

On motion of Senator Waddoups, the committee reports were adopted. **1st Sub. S.B. 44, 1st Sub. S.B. 106, S.B. 114, S.B. 117, S.B. 123, S.J.R. 7, S.J.R. 6, H.B. 176, H.J.R. 6, and H.J.R. 8** were placed on Second Reading Calendar.

INTRODUCTION OF BILLS

S.B. 52, Price Controls During Emergencies Act (P. Arent), read the first time by short title and referred to the Rules Committee.

S.B. 135, Drug Courts Pilot Project (L. Hillyard), read the first time by short title and referred to the Rules Committee.

S.B. 137, Tourism, Recreation, Cultural, and Convention Facilities Tax Amendments (H. Stephenson), read the first time by short title and referred to the Rules Committee.

S.B. 138, Judgment Interest Amendments (E. Mayne), read the first time by short title and referred to the Rules Committee.

S.B. 139, Minimum Wage Provisions (H. Stephenson), read the first time by short title and referred to the Rules Committee.

S.J.R. 8, Joint Rules Resolution – Appearance of Enrolled Bills (C. Bramble), read the first time by short title and referred to the Rules Committee.

THIRD READING CALENDAR

S.B. 32, LIMITATION OF LANDOWNER LIABILITY FOR PUBLIC RECREATION, was read the third time, explained by Senator Bell, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Fife
Hale	Hatch	Hellewell	Hickman
Jenkins	Julander	Killpack	Knudson
Madsen	Mansell	Mayne	Peterson
Stephenson	Thomas	Waddoups	Walker
Valentine			

S.B. 99 — DAMAGES FOR TRESPASS IN STATE PARKS (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	28
S.B. 100 — ACCESS TO HIGH SPEED INTERNET AT STATE CAPITOL COMPLEX (<i>S. Killpack</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Placed on calendar	29
Read the second time	31
Circled	31
Uncircled	31
Amendments	31
Read the second and third time	32
Transmitted to the House	32
Signed by the President and transmitted to the Governor	59
S.B. 101 — UTAH ADMINISTRATIVE RULEMAKING ACT REVISION (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Placed on calendar	29
Read the second time	52
Read the third time	65
Transmitted to the House	65
S.B. 102 — LOBBYIST REPORTING AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
S.B. 103 — LIENS ON AIRCRAFT (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	26
Placed on calendar	79
Read the second time	127
Amendments	127
Read the third time	147
Transmitted to the House	147
S.B. 104 — JUDICIARY AMENDMENTS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
Substituted	123
1st Sub. S.B. 104 — JUDICIARY AMENDMENTS (<i>L. Hillyard</i>)	
Committee report adopted and placed on calendar	124
S.B. 105 — JUDGMENT INTEREST RATE (<i>S. Jenkins</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
S.B. 106 — UTAH RELIGIOUS LAND USE ACT (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
Substituted	145
1st Sub. S.B. 106 — UTAH RELIGIOUS LAND USE ACT (<i>D. Thomas</i>)	
Committee report adopted and placed on calendar	146
S.B. 107 — LICENSURE AND REGULATION OF PROGRAMS AND FACILITIES (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
S.B. 108 — TELECOMMUNICATIONS REVISIONS (<i>C. Bramble</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	28
Substituted	123
1st Sub. S.B. 108 — TELECOMMUNICATIONS REVISIONS (<i>C. Bramble</i>)	
Amendments	123
Committee report adopted and placed on calendar	
S.B. 109 — SAFETY BELT ENFORCEMENT (<i>K. Hale</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	61
S.B. 110 — MEDICAL DEVICE NOTIFICATION AND LIABILITY (<i>D. C. Buttars</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	60
S.B. 111 — AMENDMENTS PROHIBITING HEALTH INSURANCE DISCRIMINATION (<i>P. Julander</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	74
S.B. 112 — CHILD PROTECTION AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	18
Assigned to standing committee	60
Committee report adopted and placed on calendar	124

S.B. 83 — MEDICAL DECISIONS OF A PARENT OR GUARDIAN (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Placed on calendar	79
Read the second time	128
Amendments	128
Read the third time	147
Transmitted to the House	148
S.B. 84 — DO NOT CALL REGISTRY AMENDMENTS (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	28
S.B. 85 — FEDERAL RESEARCH COMMITTEE (<i>G. Davis</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
S.B. 86 — 2004 GENERAL OBLIGATION BOND AMENDMENTS (<i>P. Knudson</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Amendments	97
Committee report adopted and placed on calendar	98
S.B. 87 — RESIDENCE LIEN RESTRICTION AND LIEN RECOVERY FUND AMENDMENTS (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	26
Committee report adopted and placed on calendar	124
S.B. 88 — CREATION OF LOCAL DISTRICTS (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Committee report adopted and placed on calendar	98
S.B. 89 — MUTUAL DEPENDENCE BENEFITS CONTRACT (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Committee report adopted and placed on calendar	124
S.B. 90 — COUNTY OFFICERS SERVING ON BOARDS OF COUNTY MENTAL HEALTH AND SUBSTANCE ABUSE PROVIDERS (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Committee report adopted and placed on calendar	98
S.B. 91 — INTERSTATE JUVENILE COMPACT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Placed on calendar	80
S.B. 92 — UTAH ATTORNEY'S FEES RECOVERY ACT (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
S.B. 93 — CHILDREN'S JUSTICE CENTER ADDITION (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Placed on calendar	80
S.B. 94 — RESTITUTION AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
Placed on calendar	80
S.B. 95 — OFFICE OF MUSEUM SERVICES AMENDMENTS (<i>R. Allen</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	28
Committee report adopted and placed on calendar	63
Read the second time	87
Read the third time	103
Transmitted to the House	103
S.B. 96 — COMMERCE SERVICE FUND AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	26
S.B. 97 — CONSOLIDATION OF CITY AND COUNTY LIBRARY (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	27
Amendments	97
Committee report adopted and placed on calendar	98
S.B. 98 — MOTOR VEHICLE REGISTRATION AND TITLE AMENDMENTS (<i>S. Killpack</i>)	
Read the first time by short title and referred to the Rules Committee.	17
Assigned to standing committee	28
Committee report adopted and placed on calendar	124

Absent or not voting were: Senators

Bramble	Dmitrich	Evans	Hillyard
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S.B. 32,as amended, was transmitted to the House for consideration.

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S.B. 27, SUNSET REAUTHORIZATIONS, was read the third time.

On motion of Senator Mansell, the bill was circled.

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S.B. 103, LIENS ON AIRCRAFT, was read the third time, explained by Senator Hatch, and passed on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Fife
Hale	Hatch	Hellewell	Hickman
Jenkins	Julander	Killpack	Knudson
Madsen	Mansell	Peterson	Stephenson
Thomas	Waddoups	Walker	Valentine

Absent or not voting were: Senators

Bramble	Dmitrich	Evans	Hillyard
Mayne			

S.B. 103 was transmitted to the House for consideration.

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S.B. 24, WASTE AMENDMENTS, was read the third time.

On motion of Senator Knudson, the bill was circled.

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S.B. 83, MEDICAL DECISIONS OF A PARENT OR GUARDIAN, was read the third time, explained by Senator Thomas, and passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Fife
Hale	Hatch	Hellewell	Hickman
Jenkins	Julander	Killpack	Knudson
Madsen	Mansell	Mayne	Peterson
Stephenson	Thomas	Waddoups	Walker
Valentine			

Absent or not voting were: Senators

Bramble	Dmitrich	Evans	Hillyard
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S.B. 83, as amended, was transmitted to the House for consideration.

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On motion of Senator Mansell, the circle was removed from **S.B. 27**, SUNSET REAUTHORIZATIONS, and it was before the Senate. Senator Mansell explained the bill. Senator Bell commented. The bill passed on the following roll call:

Yeas, 25; Nays, 0; Absent, 4.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Fife
Hale	Hatch	Hellewell	Hickman
Hillyard	Jenkins	Julander	Killpack
Knudson	Madsen	Mansell	Mayne
Peterson	Thomas	Waddoups	Walker
Valentine			

Absent or not voting were: Senators

Bramble	Dmitrich	Evans	Stephenson
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S.B. 27 was transmitted to the House for consideration.

SECOND READING CALENDAR

On motion of Senator Thomas, the circle was removed from **S.B. 35**, VENTURE CAPITAL FUNDING AMENDMENTS, and it was before the Senate.

On motion of Senator Thomas, the following substitute bill replaced the original bill.

S.B. 46 — PRESCRIPTIVE PRACTICE OF LEGEND DRUGS (<i>P. Knudson</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74
S.B. 47 — WRONGFUL LIEN OFFENSES (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 48 — INSURANCE CANCELLATION AND NONRENEWAL RESTRICTIONS (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 49 — MOTOR VEHICLE LIABILITY COVERAGE AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	98
Assigned to standing committee	120
S.B. 50 — CONTROLLED SUBSTANCE AMENDMENTS (<i>P. Julander</i>)	
Read the first time by short title and referred to the Rules Committee.	124
Assigned to standing committee	144
S.B. 51 — NEW MOTOR VEHICLE FRANCHISE ACT AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	124
Assigned to standing committee	144
S.B. 52 — PRICE CONTROLS DURING EMERGENCIES ACT (<i>P. Arent</i>)	
Read the first time by short title and referred to the Rules Committee.	146
S.B. 73 — TAMPERING WITH EVIDENCE (<i>D. C. Buttars</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
S.B. 74 — MEDICAL RESERVE CORPS (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
S.B. 75 — PUBLIC SAFETY DATABASE AMENDMENTS (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	80
Assigned to standing committee	96
S.B. 76 — AMENDMENTS TO NAVAJO TRUST FUND (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	26
Committee report adopted and placed on calendar	63
Read the second time	85
Read the third time	100
Transmitted to the House	100
S.B. 77 — AMENDMENTS TO INDOOR CLEAN AIR ACT (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	27
Amendments	121
Committee report adopted and placed on calendar	124
S.B. 78 — OPTIONAL FORMS OF COUNTY GOVERNMENT AMENDMENT (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	26
Committee report adopted and placed on calendar	63
Read the second time	85
Read the third time	100
Transmitted to the House	101
S.B. 79 — EXTENSION OF SUNSET DATE ON RESOURCE DEVELOPMENT COORDINATING COMMITTEE (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	27
Placed on calendar	79
Amendments	75
Read the second time	131
Circled	131
Uncircled	149
S.B. 80 — SPECIAL SERVICE DISTRICTS – SERVICE EXPANSION (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
S.B. 81 — LOCAL GOVERNMENT APPROVAL FOR SOLID NONHAZARDOUS AND HAZARDOUS WASTE DISPOSAL (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	27
Placed on calendar	79
Read the second time	131
Circled	131
Uncircled	150
S.B. 82 — INDIVIDUAL INCOME TAX – EARNED INCOME TAX CREDIT (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	16
Assigned to standing committee	28

Assigned to standing committee	27
Placed on calendar	80
S.B. 31 — LOCAL GOVERNMENT AMENDMENTS (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	14
Assigned to standing committee	26
S.B. 32 — LIMITATION OF LANDOWNER LIABILITY FOR PUBLIC RECREATION (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	14
Assigned to standing committee	26
Placed on calendar	79
Read the second time	125
Amendments	125
Read the third time	146
Transmitted to the House	147
S.B. 33 — EXEMPTIONS TO RESIDENTIAL PROPERTY TAX (<i>E. Mayne</i>)	
Read the first time by short title and referred to the Rules Committee.	14
Assigned to standing committee	28
S.B. 34 — PATIENT ACCESS REFORM (<i>P. Hellewell</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	60
S.B. 35 — VENTURE CAPITAL FUNDING AMENDMENTS (<i>D. Thomas</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	28
Committee report adopted and placed on calendar	63
Read the second time	87
Circled	87
Uncircled	148
Substituted	148
S.B. 36 — SALES AND USE TAXATION OF PAWN TRANSACTIONS (<i>R. Allen</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	28
Amendments	61
Committee report adopted and placed on calendar	63
Read the second time	86
Read the third time	101
Transmitted to the House	101
S.B. 37 — MOTOR VEHICLE BUSINESS REGULATION ACT AMENDMENTS (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	28
Placed on calendar	80
Amendments	76
Read the second time	149
S.B. 38 — GARNISHMENT BY DEFERRED DEPOSIT LENDERS (<i>R. Allen</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	26
S.B. 39 — CONSUMER CREDIT PROTECTION (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	26
S.B. 40 — REGULATION OF TITLE INSURANCE INDUSTRY (<i>T. Hatch</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	60
Committee report adopted and placed on calendar	124
S.B. 41 — SCHOOL AND INSTITUTIONAL TRUST LANDS MANAGEMENT ACT REVISIONS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to the Rules Committee.	15
Assigned to standing committee	60
S.B. 42 — ALCOHOL RESTRICTED DRIVERS (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	15, 45
Assigned to standing committee	60
S.B. 43 — PENALTY FOR PROVIDING FALSE INFORMATION TO STATE AGENCY (<i>P. Hellewell</i>)	
Read the first time by short title and referred to the Rules Committee.	15, 45
Assigned to standing committee	60
Committee report adopted and placed on calendar	124
S.B. 44 — GOVERNMENT RECORDS AMENDMENTS (<i>C. Walker</i>)	
Read the first time by short title and referred to the Rules Committee.	45
Assigned to standing committee	60
Substituted	144
1st Sub. S.B. 44 — GOVERNMENT RECORDS AMENDMENTS (<i>C. Walker</i>)	
Committee report adopted and placed on calendar	146
S.B. 45 — CHARITABLE PURPOSE DETERMINATION (<i>P. Hellewell</i>)	
Read the first time by short title and referred to the Rules Committee.	63
Assigned to standing committee	74

1st Sub. S.B. 35, Relationships With Venture Capital Entities (D. Thomas)

Senator Thomas explained the bill. Senator Allen commented. The bill, as substituted, passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans
Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Jenkins	Julander
Killpack	Knudson	Madsen	Mansell
Mayne	Peterson	Stephenson	Thomas
Waddoups	Walker	Valentine	

Absent or not voting were: Senators

Bramble	Dmitrich
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On motion of Senator Evans, the circle was removed from **S.B. 79, EXTENSION OF SUNSET DATE ON RESOURCE DEVELOPMENT COORDINATING COMMITTEE**, and it was before the Senate. Senator Evans explained the bill. The bill passed second reading on the following roll call:

Yeas, 26; Nays, 0; Absent, 3.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans
Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Julander	Killpack
Knudson	Madsen	Mansell	Mayne
Peterson	Stephenson	Thomas	Waddoups
Walker	Valentine		

Absent or not voting were: Senators

Bramble	Dmitrich	Jenkins
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S.B. 37, MOTOR VEHICLE BUSINESS REGULATION ACT AMENDMENTS, was read the second time. Senator Eastman explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans
Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Jenkins	Julander
Killpack	Knudson	Madsen	Mansell
Mayne	Peterson	Stephenson	Thomas
Waddoups	Walker	Valentine	

Absent or not voting were: Senators

Bramble	Dmitrich
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On motion of Senator Evans, the circle was removed from **S.B. 81**, LOCAL GOVERNMENT APPROVAL FOR SOLID NONHAZARDOUS AND HAZARDOUS WASTE DISPOSAL, and it was before the Senate. Senator Evans explained the bill. The bill passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans
Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Jenkins	Julander
Killpack	Knudson	Madsen	Mansell
Mayne	Peterson	Stephenson	Thomas
Waddoups	Walker	Valentine	

Absent or not voting were: Senators

Bramble	Dmitrich
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S.B. 14, UNIFORM PARENTAGE ACT, was read the second time. Senator Hillyard explained the bill. Senators Hickman, Buttars, Walker, Arent, and Peterson commented. The bill passed second reading on the following roll call:

Yeas, 24; Nays, 0; Absent, 5.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans

Read the third time	63
Transmitted to the House	64
S.B. 21 — LIMITATION ON LIABILITY REGARDING LIQUEFIED PETROLEUM GAS (D. Eastman)	
Read the first time by short title and referred to the Rules Committee	14
Assigned to standing committee	26
Placed on calendar	79
Amendments	75
Amendment	104
Read the third time	124
Transmitted to the House	125
S.B. 22 — DRUG OFFENDER REFORM ACT (D. C. Buttars)	
Read the first time by short title and referred to the Rules Committee	14
Placed on calendar	29
Read the second time	49
Read the third time	64
Circled	64
Uncircled	81
Amendments	81
Transmitted to the House	84
S.B. 23 — PROPERTY TAX TREATMENT OF TANGIBLE PERSONAL PROPERTY (C. Bramble)	
Read the first time by short title and referred to the Rules Committee	14
Placed on calendar	29
Read the second time	49
Amendments	50
Read the third time	65
Circled	65
Uncircled	100
Substituted	100
1st Sub. S.B. 23 — PROPERTY TAX TREATMENT OF TANGIBLE PERSONAL PROPERTY (C. Bramble)	
Circled	100
Uncircled	103
Transmitted to the House	104
S.B. 24 — WASTE AMENDMENTS (C. Bramble)	
Read the first time by short title and referred to the Rules Committee	14
Assigned to standing committee	28
Committee report adopted and placed on calendar	63
Read the second time	86
Circled	86
Uncircled	128
Read the third time	147
Circled	147
S.B. 25 — TRANSPORTATION AMENDMENTS AND HIGHWAY JURISDICTIONAL TRANSFER TASK FORCE (C. Walker)	
Read the first time by short title and referred to the Rules Committee	14
Assigned to standing committee	28
S.B. 26 — PUBLIC UTILITIES AMENDMENTS (G. Bell)	
Read the first time by short title and referred to the Rules Committee	14
Assigned to standing committee	28
Substituted	122
1st Sub. S.B. 26 — PUBLIC UTILITIES AMENDMENTS (G. Bell)	
Amendments	122
Committee report adopted and placed on calendar	124
S.B. 27 — SUNSET REAUTHORIZATIONS (L. A. Mansell)	
Read the first time by short title and referred to the Rules Committee	14
Placed on calendar	29
Read the second time	51
Circled	51
Uncircled	126
Read the third time	147
Circled	147
Uncircled	148
Transmitted to the House	148
S.B. 28 — REAUTHORIZATION OF ENERGY POLICY TASK FORCE (D. Eastman)	
Read the first time by short title and referred to the Rules Committee	14
Placed on calendar	29
Read the second time	51
Returned to the Rules Committee	51
S.B. 29 — LICENSING OF CRANE OPERATORS (G. Davis)	
Read the first time by short title and referred to the Rules Committee	14
Assigned to standing committee	26
S.B. 30 — AMENDMENTS TO SEARCH WARRANTS (D. Thomas)	
Read the first time by short title and referred to the Rules Committee	14

Circled	131
Uncircled	151
Amendments	131
S.B. 9 — AEROSPACE AND AVIATION DEVELOPMENT ZONE MODIFICATIONS (<i>M. Dmitrich</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Placed on calendar	29
Read the second time	36
Circled	36
Uncircled	48
Read the third time	64
Transmitted to the House	64
S.B. 10 — LIABILITY REFORM ACT AMENDMENTS (<i>G. Bell</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Placed on calendar	29
Read the second time	36
Circled	36
S.B. 11 — INITIATIVE PETITIONS AMENDMENTS (<i>B. Evans</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Assigned to standing committee	26
Committee report adopted and placed on calendar	63
Read the second time	85
Read the third time	99
Transmitted to the House	100
S.B. 12 — DEPARTMENT OF WORKFORCE SERVICES AMENDMENTS (<i>S. Jenkins</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Placed on calendar	29
Read the second time	36
Read the third time	47
Transmitted to the House	47
S.B. 13 — INDIVIDUAL INCOME TAX – SUBTRACTION FOR CERTAIN MILITARY INCOME (<i>H. Stephenson</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Assigned to standing committee	28
S.B. 14 — UNIFORM PARENTAGE ACT (<i>L. Hillyard</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Assigned to standing committee	27
Placed on calendar	80
Amendments	77
Read the second time	150
S.B. 15 — CHILDREN’S JUSTICE CENTER AMENDMENTS (<i>D. C. Buttars</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Assigned to standing committee	27
Placed on calendar	80
Amendments	77
Read the second time	151
S.B. 16 — DEPARTMENT OF WORKFORCE SERVICES – ACCESS TO FINANCIAL RECORDS (<i>S. Jenkins</i>)	
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Assigned to standing committee	28
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Read the second time	87
Read the third time	102
Transmitted to the House	103
S.B. 17 — FOSTER CARE CITIZEN REVIEW BOARD (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Placed on calendar	29
Read the second time	36
Read the third time	47
Transmitted to the House	47
S.B. 18 — REGULATING PROPRIETARY POSTSECONDARY SCHOOLS (<i>D. Eastman</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Placed on calendar	29
Read the second time	37
Read the third time	48
Transmitted to the House	48
S.B. 19 — DISEASE TESTING OF INDIVIDUALS EXPOSED TO BLOOD BORNE PATHOGENS (<i>P. Julander</i>)	
Read the first time by short title and referred to the Rules Committee.	13
Assigned to standing committee	27
S.B. 20 — OFFICE OF LEGISLATIVE AUDITOR – ACCESS TO INFORMATION (<i>M. Waddoups</i>)	
Read the first time by short title and referred to the Rules Committee.	14
Placed on calendar	29
Read the second time	48

Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Jenkins	Julander
Knudson	Madsen	Mayne	Peterson
Thomas	Waddoups	Walker	Valentine

Absent or not voting were: Senators

Bramble	Dmitrich	Killpack	Mansell
Stephenson			

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S.B. 15, CHILDREN’S JUSTICE CENTER AMENDMENTS, was read the second time. Senator Buttars explained the bill. Senator Walker commented. Senators Valentine and Walker declared a conflict of interest. The bill, as amended, passed second reading on the following roll call:

Yeas, 27; Nays, 0; Absent, 2.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Buttars
Christensen	Davis	Eastman	Evans
Fife	Hale	Hatch	Hellewell
Hickman	Hillyard	Jenkins	Julander
Killpack	Knudson	Madsen	Mansell
Mayne	Peterson	Stephenson	Thomas
Waddoups	Walker	Valentine	

Absent or not voting were: Senators

Bramble	Dmitrich
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On motion of Senator Killpack, the circle was removed from **1st Sub. S.B. 8, LOCAL CORRIDOR PRESERVATION FUNDING**, and it was before the Senate. Senator Killpack explained the bill.

Senator Stephenson proposed Amendment 2 dated January 25, 2005 at 10:38 a.m. After comments by Senators Thomas, Hickman, and Mansell, Senator Stephenson withdrew his motion to amend. The bill, as amended, passed second reading on the following roll call:

Yeas, 22; Nays, 6; Absent, 1.

Voting in the affirmative were: Senators

Allen	Arent	Bell	Bramble
Buttars	Christensen	Davis	Eastman

Evans	Fife	Hale	Hatch
Hellewell	Hillyard	Julander	Killpack
Knudson	Mansell	Mayne	Thomas
Walker	Valentine		

Voting in the negative were: Senators

Hickman	Jenkins	Madsen	Peterson
Stephenson	Waddoups		

Absent or not voting was: Senator

Dmitrich

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On motion of Senator Knudson and at 11:45 a.m., the Senate adjourned until 10:00 a.m., Wednesday, January 26, 2005.

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Read the first time by short title and referred to the Rules Committee	12
Assigned to standing committee	28
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Read the first time by short title and referred to the Rules Committee	13
Placed on calendar	29
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Read the third time	46
Transmitted to the House	47
S.B. 7 — FUNDING FOR TOURISM (<i>S. Jenkins</i>)	
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Assigned to standing committee	28
Amendments	62
Committee report adopted and placed on calendar	63
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Read the first time by short title and referred to the Rules Committee	13
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